

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA

No. 22-5069

JAMES BLASSINGAME AND SIDNEY HEMBY,

Plaintiffs,

v.

DONALD J. TRUMP,

Defendant.

No. 22-7030

REPRESENTATIVE ERIC SWALWELL,

Plaintiff,

v.

DONALD J. TRUMP, et al.,

Defendants.

No. 22-7031

HON. BENNIE G. THOMPSON, et al.,

Plaintiffs,

v.

DONALD J. TRUMP, et al.,

Defendants.

CERTIFICATE AS TO PARTIES, RULINGS, AND RELATED CASES

Pursuant to the Court's Order of March 22, 2022, and D.C. Circuit Rule 28(a)(1), Appellees in the consolidated cases *Blassingame, et al. v. Trump*, Case No. 22-5069; *Swalwell v. Trump, et al.*, Case No. 22-7030; and *Thompson, et al. v. Trump, et al.*, Case No. 22-7031, hereby submit this certificate as to parties, rulings, and related cases.

A. Parties and Amici Curiae.Appellant

The Appellant in this matter is Donald J. Trump.

Appellees

The Appellees in this matter are as follows:

In *Blassingame, et al. v. Trump*, Case No. 22-5069, the Appellees are James Blassingame and Sidney Hemby.

In *Swalwell v. Trump, et al.*, Case No. 22-7030, the Appellee is Eric Swalwell.

In *Thompson, et al. v. Trump, et al.*, Case No. 22-7031, the Appellees are Karen R. Bass, Stephen I. Cohen, Veronica Escobar, Pramila Jayapal, Henry C. Johnson, Jr., Marcia Kaptur, Barbara J. Lee, Jerrold Nadler, Maxine Waters, and Bonnie M. Watson Coleman.

Pursuant to D.C. Circuit Rule 28(i), Appellees in these consolidated cases will join in one brief, as the issues and arguments are consistent across the consolidated cases. Defendant-Appellant Donald J. Trump has indicated that he does not oppose consolidated briefing.

Non-Party Respondents

The United States and the Office of General Counsel of the U.S. House of Representatives were non-party respondents in the District Court in *Swalwell v. Trump, et al.*, Case No. 22-7030.

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While motions to dismiss the three consolidated cases (*Blassingame, et al. v. Trump*, Case No. 22-5069; *Swalwell v. Trump, et al.*, Case No. 22-7030; and *Thompson, et al. v. Trump, et al.*, Case No. 22-7031) were pending in the District Court, the following amici filed briefs in support of Appellees: Campaign Legal Center Action, Floyd Abrams, Erwin Chemerinsky, Martha Minow, Laurence Tribe, Evan H. Caminker, Andrew Kent, Sheldon Nahmod, Daphna Renan, Peter M. Shane, and Jared Holt.

B. Ruling Under Review.

On February 18, 2022, the District Court denied Defendant-Appellant Donald J. Trump's motions to dismiss all three consolidated cases, holding, in relevant part, that the doctrine of presidential immunity does not bar these suits. *Thompson, et al. v. Trump, et al.*, District Court Case No. 21-cv-00400-APM, Docket No. 66 (Feb. 18, 2022), 2022 WL 503384. The Court's immunity determination is the sole issue presented for review.

C. Related Cases.

As noted above, *Blassingame, et al. v. Trump*, Case No. 22-5069, *Swalwell v. Trump, et al.*, Case No. 22-7030, and *Thompson, et al. v. Trump, et al.*, Case No. 22-7031, have been consolidated. Plaintiff-Appellees are aware of four other lawsuits challenging Defendant-Appellant Donald J. Trump's conduct on January 6, 2021, all of which are currently pending in the United States District Court for the District of Columbia:

Smith v. Trump, No. 21-cv-02265-APM

Moore v. Trump, No. 22-cv-00010-APM

Tabron v. Trump, No. 22-cv-00011-APM

Kirkland v. Trump, No. 22-cv-00034-APM

Dated: April 21, 2022

Respectfully submitted,

/s/ Joseph M. Sellers

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